

REMARKS/ARGUMENTS

Patentable subject matter has been found in claim 23. Claim 23 is being placed in independent form and claims 2, 3, 8, 9, 11, 13, 14 and 25 are being amended to depend from claim 23.

Claims 1-3, 5-8, 11-22, 26-29 and 31-38 have been rejected under 35 U.S.C. §103(a) as being unpatentable over Schaub, U.S. Patent No. 4,854,045, in view of Vinci, U.S. Patent No. 5,875,413. Claims 4, 9, 10, 24, 25 and 39-40 have been rejected over Schaub and Vinci in view of secondary references. Reconsideration is requested. It is submitted that Schaub and Vinci are not properly combinable as the Examiner has combined them. It is highly speculative to suggest that any sensor unit for measuring any value can be combined with the pocketknife described in Schaub. It is simply not defined in Schaub what is meant by “a sensor unit,” (see column 2, lines 36-41), and therefore to combine Schaub with any other reference describing a measuring sensor unit, especially Vinci’s elaborate, self-contained multifunctional device, is speculative and is not suggested by the art. The Remarks filed August 9, 2004 are incorporated by reference.

Claim 41 has been rejected under 35 U.S.C. §103(a) as being unpatentable over Schaub and Vinci and further in view of McIntosh, U.S. Patent No. 5,313,376. Claim 41 was dependent from claim 1 and has been rewritten in independent form including the features of claim 1. Independent claim 41 now provides, in part, that the measuring and display device includes an electronic scale (specification, paragraph beginning on page 4, line 22). McIntosh does disclose a multifunctional pocket knife and light with an alternative embodiment illustrating a mechanical scale which is a detachable or permanent component of the casing (abstract; column 5, lines 39-42; Fig. 7). However, in McIntosh, the mechanical scale has no interaction and especially no electronic interaction with any “measuring and display device” or any “menu circuit” in the knife.

In contrast, claim 41 now recites that “the measuring and display device comprises an electronic scale for measuring and displaying a weight.” It further recites that the measuring and display device comprising the electronic scale has “a display for displaying said plurality of

physical values, and a menu circuit for selecting said physical values to be displayed." Thus, claim 41 now recites an electronic scale, no such electronic scale being disclosed, taught or suggested by McIntosh, and further, the scale having a working relationship with the measuring and display device. New claims 42-49 depend from claim 41 and correspond to claims 2, 3, 8, 9, 11, 13, 14 and 25. Claim 41 and its dependent claims 42-49 should be allowed.

New claims 50 and 51 correspond to claims 23 and 41 but do not require a menu circuit. For the reasons already discussed claims 50 and 51 are also allowable over the art of record.

In view of the foregoing, allowance of claims 2, 3, 8, 9, 11, 13, 14, 23, 25, and 41-51 is requested.

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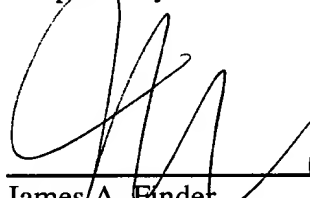
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August 26, 2005

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Respectfully submitted,



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